



12-23-02

Dkt No. 96700/596

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Jan Geliebter, George J. Christ, Arnold Melman, and Jamil Rehman

**RECEIVED**

Serial No. : 09/531,969

DEC 26 2002

Filed : March 21, 2000

TECH CENTER 1600/2900

For : GENE THERAPY FOR REGULATING SMOOTH MUSCLE TONE

Examiner : Peter Paras, Jr.

Group Art Unit : 1632

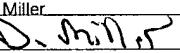
NOTICE OF APPEAL AND  
PETITION FOR A TWO MONTH EXTENSION OF TIME

"Express Mail" mailing label No. EV 031302244 US

Date of Deposit: December 20, 2002

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner for Patents, Washington, D.C. 20231.

Name: Alan D. Miller

Signature: 

Commissioner for Patents  
Washington, D.C. 20231  
Box AF

Sir:

Pursuant to 37 C.F.R. §1.191, applicants appeal the Examiner's final rejection of the claims set forth in the Office Action issued July 29, 2002 in connection with the above-identified application. Applicants also request a two month extension of time for filing this Notice. With that extension, this Notice is due on December 29, 2002 and is being timely filed. A check for \$360, to cover the \$160 Notice of Appeal fee and the \$200 two month extension of time fee, for a small entity, is enclosed.

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01 FC:2401  
02 FC:2252

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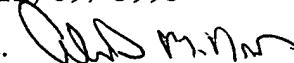
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No fee, other than the enclosed \$360.00, is deemed necessary in connection with the filing of this Notice of Appeal and petition for a two month extension of time. However, if an additional fee is required to maintain the pendency of the subject application, authorization is hereby given to charge the amount of any such fee to Deposit Account No. 01-1785. Overpayments may also be credited to Deposit Account No. 01-1785.

Respectfully submitted,

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(212) 697-5995

Dated: New York, New York  
December 20, 2002

By:   
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